

Amendment No. 1 to SB2809

Gresham
Signature of Sponsor

AMEND Senate Bill No. 2809

House Bill No. 2613*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-15-102, is amended by adding the following language as a new, appropriately designated subdivision:

() "Office of postsecondary coordination and alignment" means the office of postsecondary coordination and alignment in the division of career and technical education in the department of education;

SECTION 2. Tennessee Code Annotated, Section 49-14-103, is amended by deleting the section in its entirety and substituting instead the following:

(a) The state board of education, department of education, Tennessee higher education commission, board of trustees of the University of Tennessee and the board of regents shall create a consortium for cooperative innovative education to advise and assist the office of postsecondary coordination and alignment in the office's duty to oversee cooperative innovative high school programs, to oversee articulation, alignment and curriculum development for such programs and to evaluate the success of students in the programs approved under this chapter.

(b) The consortium shall invite and encourage the Tennessee Chamber of Commerce and Industry, the Tennessee Business Roundtable and the Tennessee Independent College and Universities Association to participate in the consortium.

(c) The executive director of the state board of education and the executive director of the Tennessee higher education commission shall be co-chairs of the consortium.

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(d) The consortium may establish and appoint committees and subcommittees to perform its tasks with respect to advising and assisting the office of postsecondary coordination and alignment or to otherwise assist the office as it deems necessary.

SECTION 3. Tennessee Code Annotated, Section 49-15-104(a), is amended in the first sentence by deleting the language "Beginning in the 2007-2008 school year and continuing in each school year thereafter, two (2) or more LEAs" and substituting instead the language "One (1) or more LEAs" and by deleting the language "otherwise assist the consortium" and substituting instead "otherwise assist the office".

SECTION 4. Tennessee Code Annotated, Section 49-15-104(a), is further amended by deleting the second sentence in its entirety.

SECTION 5. Tennessee Code Annotated, Section 49-15-104(a), is further amended by deleting the language "The department of education" and substituting instead the language "The office of postsecondary coordination and alignment".

SECTION 6. Tennessee Code Annotated, Section 49-15-104(c), is amended by deleting the language "the consortium" and substituting instead the language "the office of postsecondary coordination and alignment".

SECTION 7. Tennessee Code Annotated, Section 49-15-104(d), is amended by deleting the second sentence in its entirety and substituting instead the following:

No application shall be approved unless the office finds that the application meets the requirements set forth in this chapter and that granting the application shall achieve the purposes of § 49-15-101.

SECTION 8. Tennessee Code Annotated, Section 49-15-105(a), is amended by adding the following language as new, appropriately designated subdivision:

() A public charter school;

SECTION 9. Tennessee Code Annotated, Section 49-15-105(b)(3), is amended by deleting the language "§ 49-15-104(b)" and substituting instead the language "§ 49-15-106(c)".

SECTION 10. Tennessee Code Annotated, Section 49-15-106(c), is amended by deleting the language "imposed on the program by the state board of education and the governing board of the applicant public postsecondary institution" and by substituting instead the language "imposed on the program by the office of postsecondary coordination and alignment".

SECTION 11. Tennessee Code Annotated, Section 49-15-106(g), is amended by deleting the language "to the state board of education or the governing board of the applicant public postsecondary institution" and by substituting instead the language "to the commissioner of education".

SECTION 12. Tennessee Code Annotated, Section 49-15-106(g), is further amended by deleting the language "Neither the state board of education nor the governing board of the applicant public postsecondary institution shall" and by substituting instead the language "The commissioner shall not".

SECTION 13. Tennessee Code Annotated, Section 49-15-107, is amended by deleting the language "§ 49-15-103(a)" wherever it appears and substituting instead the language "§ 49-15-105(a)".

SECTION 14. Tennessee Code Annotated, Section 49-15-108, is amended by deleting the language "consortium" wherever it appears and substituting instead the language "office of postsecondary coordination and alignment".

SECTION 15. Tennessee Code Annotated, Section 49-15-109(a), is amended by deleting in the first sentence the language "the consortium shall oversee" and substituting instead the language "the consortium shall advise the office of

postsecondary coordination and alignment concerning" and is further amended by deleting in the second sentence the word "consortium" and substituting instead the word "office".

SECTION 16. Tennessee Code Annotated, Section 49-15-109(c), is amended by deleting the first sentence and is further amended by deleting the language "The consortium" and substituting instead the language "The office of postsecondary coordination and alignment".

SECTION 17. Tennessee Code Annotated, Section 49-15-109(e), is amended by deleting the language "the consortium" and substituting instead the language "the office of postsecondary coordination and alignment".

SECTION 18. Tennessee Code Annotated, Section 49-15-110, is amended by deleting the language "shall be reimbursed" and substituting instead the language "may be reimbursed".

SECTION 19. Tennessee Code Annotated, Title 49, Chapter 15, is amended by adding the following language as a new section:

49-15-111.

(a)

(1) If the office of postsecondary coordination and alignment approves a dual credit class that is accepted for credit by a four-year institution of higher education in either the board of regents system or the University of Tennessee system, then, upon approval by the state board of education of the class' curriculum standards, any high school in Tennessee may replicate the class and dual credit for completion of the class shall be granted by any four-year public institution of higher education offering a major or program for which the class is designed.

(2) If the office of postsecondary coordination and alignment approves a dual credit class that is accepted for credit

by a two-year institution of higher education in the board of regents system, then, upon approval by the state board of education of the class' curriculum standards, any high school in Tennessee may replicate the class and dual credit for completion of the class shall be granted by any two-year public institution of higher education offering a major or program for which the class is designed.

(3) If the office of postsecondary coordination and alignment approves a dual credit class that is accepted for credit by a Tennessee technology center in the board of regents system, then, upon approval by the state board of education of the class' curriculum standards, any high school in Tennessee may replicate the class and dual credit for completion of the class shall be granted by any Tennessee technology center offering a program for which the class is designed.

(4) The office of postsecondary coordination and alignment shall notify the consortium prior to the office approving a dual credit class under this section. The consortium shall direct its representatives from the University of Tennessee and the board of regents to consult with faculty members who teach at institutions in the major or program for which the class is designed as to whether the approval of the class would have any negative consequences on the accreditation of an institution. The consortium shall report concerns of the faculty members to the office within a reasonable time frame as set by the office. The office shall consider the report in making its determination as to whether to approve the class.

(5) Any dual credit class designed and approved by the office under this section shall include an end-of-class assessment as a requirement for completion of the class.

(6) The higher education institution accepting the class for credit shall assign a course number to the class.

(b) The high school at which the student takes the class shall record the completion of the class including the student's grade, end-of-class assessment score and the course number assigned by the institution of higher education on the student's transcript.

(c) Each higher education institution accepting a class for credit may determine whether the class shall be accepted for credit toward a major or the requirements of a specific program or as an elective. An institution may also set the score on the end-of-class assessment that is required for the class to receive credit in a major or a specific program or as an elective at the institution. A higher education institution accepting the class shall notify the office of postsecondary coordination and alignment of its requirements. The office shall provide high schools offering the class with information as to the specific requirements on the end-of-class assessment of the institutions accepting the class for credit. High schools shall disseminate the information to students taking the class.

(d) Any public institution of higher education may, at any time, request that the office of postsecondary coordination and alignment review a dual credit class or a replicated class, if the institution perceives the class to possess deficiencies. The office shall review the class and work with the institution to alter the class to remove any deficiencies as the office determines to be in the best interests of strengthening the class.

(e) Notwithstanding any provision of this part to the contrary, the office of postsecondary coordination and alignment shall not approve a class if the class in any way affects the accreditation of an institution.

(f) The office of postsecondary coordination and alignment shall ensure that students in LEAs throughout the state, including those serving rural areas, have opportunities for access to such classes.

SECTION 20. Tennessee Code Annotated, Section 49-15-105, is amended by adding the following language as a new subsection (c):

(c) A community college may participate in the development of a cooperative innovative program under this chapter that is targeted to high school students who will need remediation upon enrollment in an institution of higher education. If the community college successfully remediates a student in such program, then the student, upon certification by the community college of the student's successful participation, shall be admitted to any public institution of higher education without the need for further remediation.

SECTION 21. Tennessee Code Annotated, Section 49-15-104, is amended by adding the following language as a new subsection (e):

(e) Funds appropriated prior to the effective date of this act to the state board of education to fund the consortium that are unexpended shall be transferred by the state board to the department to fund the activities of the office of postsecondary coordination and alignment with respect to this chapter.

SECTION 22. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new, appropriately designated section:

49-7-1__.

(a) If a community college in the board of regents system collaborates with a high school to develop a dual credit course that is accepted for credit at the community college as either an elective for an associate degree or a course satisfying the requirements of a specific major leading to an associate degree, then all other community colleges and four-year public institutions of higher education shall accept the course as an elective or, if the major is offered by the institution, a course satisfying the requirements of the major. If a community college collaborates with a high school to develop a dual credit course that is accepted for credit at the community college as either an elective for certificate programs or a course satisfying the requirements of a certificate program, then all other community colleges shall accept the course as an elective for certificate programs or, if the community college offers the certificate program, a course satisfying the requirement of the certificate program.

(b) If a four-year public institution of higher education collaborates with a high school to develop a dual credit course that is accepted for credit at the institution as either an elective or a course satisfying the requirements of a specific major leading to a baccalaureate degree, then all community colleges and all other four-year public institutions of higher education shall accept the course as an elective or, if the major is offered by the institution, a course satisfying the requirements of the major.

(c) If a Tennessee technology center collaborates with a high school to develop a dual credit course that is accepted for credit at the institution as either an elective or a course satisfying the requirements for a specific diploma or certificate, then all other Tennessee technology centers shall accept the course as an elective or, if the diploma or

certificate program is offered by the technology center, a course satisfying the requirements for the diploma or certificate.

(d) Dual credit courses to which this section applies include, but are not be limited to, dual credit courses developed through cooperative innovative programs under title 49, chapter 15.

SECTION 23. This act shall take effect July 1, 2012, the public welfare requiring it.